

CHARLES R. HOLMES, ADMINISTRATOR.

LETTER FROM THE ASSISTANT CLERK OF THE COURT OF CLAIMS,
TRANSMITTING A COPY OF THE FINDINGS FILED BY THE
COURT IN THE CASE OF CHARLES R. HOLMES, ADMINISTRATOR
OF NELSON COWAN, DECEASED, AGAINST THE UNITED STATES.

JANUARY 4, 1904.—Referred to the Committee on War Claims and ordered to be
printed.

CLERK'S OFFICE,
Washington, December 28, 1903.

SIR: Pursuant to the order of the court I transmit herewith a certi-
fied copy of the findings of fact filed by the court in the aforesaid cause,
which case was referred to this court by the Committee on War Claims,
House of Representatives, under the act of March 3, 1883, known as
the Bowman Act.

I am, very respectfully, yours,

JOHN RANDOLPH,
Assistant Clerk, Court of Claims.

HON. JOSEPH G. CANNON,
Speaker of the House of Representatives.

[Court of Claims. Congressional, No. 10596. Estate of Nelson Cowan, deceased, *v.* The United States.]

This case, being a claim for supplies or stores alleged to have been taken by or
furnished to the military forces of the United States, for their use during the late war
for the suppression of the rebellion, the court, on a preliminary inquiry, finds that
Nelson Cowan, deceased, the person alleged to have furnished such supplies or
stores, or from whom the same are alleged to have been taken, was loyal to the
Government of the United States throughout said war.

Filed December 1, 1902.

BY THE COURT.

[Court of Claims. Congressional case No. 10596. Charles R. Holmes, administrator of estate of Nelson
Cowan, deceased, *v.* The United States.]

STATEMENT OF CASE.

The claim in the above-entitled case, for supplies or stores alleged to have been
taken by or furnished to the military forces of the United States, for their use during
the late war for the suppression of the rebellion, was transmitted to the court by the
Committee on War Claims, House of Representatives, on the 14th of May, 1902.

On a preliminary inquiry the court, on the 1st day of December, 1902, found that
the person alleged to have furnished the supplies or stores, or from whom they were
alleged to have been taken, was loyal to the Government of the United States
throughout said war.

The case was brought to a hearing on its merits on the 19th day of January, 1903. Gilbert Moyers, esq., appeared for claimant, and the Attorney-General, by W. W. Scott, esq., his assistant, and under his direction, appeared for the defense and protection of the interests of the United States.

The claimant in his petition makes the following allegations:

That he is a citizen of the United States, residing in Rutherford County, State of Tennessee, where decedent resided during the late war of the rebellion; that at different times during said period the United States forces, by proper authority, took from said decedent quartermaster stores and commissary supplies of the value of \$800 and appropriated the same to the use of the United States Army, as follows:

Taken in October, 1863, by Major-General Van Cleve's command:

275 bushels corn, at \$1.....	\$275.00
3,600 pounds hay, at \$2 per cwt.....	72.00
1,400 pounds fodder, at \$2 per cwt.....	28.00
1 sorrel mare, 15½ hands high, 8 years old.....	150.00
1 bay horse, 14½ hands high, 8 years old.....	125.00
1 sorrel mare, 16 hands high, 7 years old.....	150.00
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	800.00

The court, upon the evidence and after considering the briefs and argument of counsel on both sides, makes the following:

FINDING OF FACT:

There were taken from the claimant's decedent, in Rutherford County, State of Tennessee, during the war of the rebellion, by the military forces of the United States, for the use of the Army, stores and supplies of those above described, which at the time and place of taking were reasonably worth the sum of three hundred and sixty-three dollars (\$363).

It does not appear that payment has ever been made for any part thereof.

By THE COURT.

Filed March 9, 1903.

A true copy.

Test this 23d day of December, 1903.

[SEAL]

JOHN RANDOLPH,
Assistant Clerk Court of Claims.

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